

**SOAH DOCKET NO. 582-10-2368
TCEQ DOCKET NO. 2009-2022-UCR**

PETITION BY RATEPAYERS	§	BEFORE THE STATE OFFICE
APPEALING WATER RATES	§	
ESTABLISHED BY	§	
MAURICEVILLE MUNICIPAL	§	OF
UTILITY DISTRICT IN	§	
JASPER, NEWTON AND	§	
ORANGE COUNTIES	§	ADMINISTRATIVE HEARINGS

**EXECUTIVE DIRECTOR'S RECOMMENDED SCHEDULE
FOR COLLECTION OF RATE CASE EXPENSE SURCHARGE**

TO THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY:

The Executive Director of the Texas Commission on Environmental Quality (TCEQ), per the Administrative Law Judge's (ALJ) request in the Proposal for Decision,¹ files this brief recommending a time period for amortization of rate case expenses proposed by the ALJ. Mauriceville Municipal Utility District (the District) has requested recovery of rate case expenses under Tex. Water Code §13.043(b). The total amount of rate case expenses proposed by the ALJ for recovery by the District is \$17,394.17.² TCEQ rules authorize the commission to include reasonable expenses incurred by a public utility during appeal proceedings.³ The commission has discretion in determining the manner and time period during which such expenses may be collected by the utility.⁴ In keeping with previous recommendations, the Executive Director recommends that a surcharge be collected over a 12 month period.

The District has 3,126 water customers and 2,512 sewer customers. The Executive Director recommends dividing the expense total by the total number of customers and then dividing the quotient by 12. The resulting surcharge is \$0.26 per customer per month. Customers receiving both water and sewer service would pay a total surcharge of \$0.52 per month. The Executive Director believes collection of the expenses in this manner is reasonable and will not impose any hardship on any utility customer.

¹ Proposal for Decision, at 7-8.

² *Id.* at 7.

³ 30 TEX. ADMIN. CODE §291.41(e)(2).

⁴ *See* TEX. WATER CODE §13.043(b); *see* 30 TEX. ADMIN. CODE §291.41(e)(2).

The Executive Director does not take exception to any other issue included in the ALJ's Proposal for Decision or Proposed Order.

Respectfully submitted,

Texas Commission on Environmental Quality

Mark R. Vickery, P.G.
Executive Director

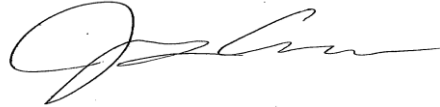
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By _____
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CERTIFICATE OF SERVICE

I hereby certify that on April 7, 2011, the Executive Director's Brief Recommending Schedule for Collection of Rate Case Expense Surcharge was filed electronically with the Office of the Chief Clerk of the Texas Commission on Environmental Quality along with an original and seven copies, and sent via fax, mail, or electronic mail to the Administrative Law Judge and all parties listed below.



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